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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
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| 10/770,458 | 02/04/2004 | Yoshikatsu Okada | 03500.017889. | 1341 |

5514 7590 04/08/2009
FITZPATRICK CELLA HARPER & SCINTO
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NEW YORK, NY 10112

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| EXAMINER |
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SISSON, BRADLEY L

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| ART UNIT | PAPER NUMBER |
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1634

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04/08/2009

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

| | | |
|---|------------------------|---------------------|
| Response to Rule 312 Communication | Application No. | Applicant(s) |
| | 10/770,458 | OKADA, YOSHIKATSU |
| | Examiner | Art Unit |
| | Bradley L. Sisson | 1634 |

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

1. ☒ The amendment filed on 01 April 2009 under 37 CFR 1.312 has been considered, and has been:

a) ☐ entered.

b) ☐ entered as directed to matters of form not affecting the scope of the invention.

c) ☐ disapproved because the amendment was filed after the payment of the issue fee.

Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.

d) ☒ disapproved. See explanation below.

e) ☐ entered in part. See explanation below.

The accompanying remarks fail to indicate why the amendment was needed, why the proposed amendment does not require any additional search or examination, and why the amendment was not presented earlier. See MPEP 714.16 [R-3] Amendment After Notice of Allowance, 37 CFR 1.312.

/Bradley L. Sisson/
Primary Examiner
Art Unit: 1634